

MILAN Richard HAVLIK, Jr

Plaintiff

v

Bill Roberts, Tammi Denney  
and Randal cline.

Defendants

NO. 2:22-CV-00096-TOR

RESPONSE TO

DECLARATION of PATRICK  
MCMAHON IN RESPONSE  
TO MOTION FOR DEFAULT JUDGMENT  
EXHIBIT NO 1

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Oct 25, 2022

SEAN F. MCVOY, CLERK

Per LCFR 55 (a) A motion for Entry of Default IS Requested  
IN Response TO Supporting Document ECF.

No. 43 filed 10/17/22 Page ID. 279 Pages 6 of 7

I have Enclosed. I underline And Quote "I just NEED  
a signed copy of the WAIVER of Service of summons page  
for EACH Subject In The 3<sup>rd</sup> PDF To Return To The  
Courts per the Order Issued 8/4/22".

This IS from the US marshal Service, and dated  
August 25, 2022. This IS very specific and very clear  
It's Actually in bold Letters and clearly says all  
three. The Plaintiff Emphasis This IS NOT A matter  
of filing a wrong form As Defendants contend. which  
by Law still Entitles Plaintiff by Rule 12 And court  
Order by This Great Court SER Your honor TO Rule  
In my favor for Default Judgement.

Defendants In Plain English where told In outlined

Email from Reagan K Havey us marshals Service  
(Enclosed) with Ample Time To sign all 3 waiver of  
Service of Summons for EACH Defendant.

Plaintiff stresses to the court That

2:22-cv-00096-TOR

Patrick McMahon WSBA #18809 IS Lead Attorney And A member of A Litigation Team by Carlson & McMahon, PLLC.

NOT only Enquired To how TO Properly Sign and Process Said Waiver of the Service of Summons And Directed on how TO do so by the US Marshals Service Reagan K. HAVLIK But failed to do so with Ample Time TO Do so. Which by the way IS The Right And Correct Waiver. As The court Knows As well as I Do that IS the Correct and Right WAIVER. Just NOT signed which Again by Law And Explained Dutifully by the Marshal Service In Supporting Document which have mentioned And Refered to Above And Enclosed.

your honor This IS A major Law firm with A Team of Paralegals, Legal Assistants and Senior Law partners the Instructions And the marshals Service Instructions Are Painfully clear.

I Request At this Time for A motion of Default/Entry Judgment, by A Matter of Law of this Great Court And Federal Rules of Civil procedure 12.. or Per LcivR 55(a). OR by manner of Violating A court order by your honor Also outlined In my motion for Entry of Default Judgment Already Filed.

  
MILAN HAVLIK # 119364

10/20/22

anything further OR do I need to have Pat sign a separate waiver for Ms. Denney like the ones for Cline and Roberts and get that mailed to you today as well? I understand that you do not need the blue acknowledgment forms returned.

Francesca

From: Havey, Reagan (USMS) <[Reagan.Havey@usdoj.gov](mailto:Reagan.Havey@usdoj.gov)>  
Sent: Thursday, August 25, 2022 11:03 AM  
To: Francesca N <[francescan@carlson-mcmahon.org](mailto:francescan@carlson-mcmahon.org)>  
Cc: Pat McMahon <[patm@carlson-mcmahon.org](mailto:patm@carlson-mcmahon.org)>; Carrie Franklin <[carrief@carlson-mcmahon.org](mailto:carrief@carlson-mcmahon.org)>  
Subject: RE: HAVLIK/DENNEY - McMahon Letter to US Marshals Office enclosing Waivers of Service of Summons/Courtesy Copy of NOA

Good morning!

I just need a signed copy of the *Waiver of the Service of Summons* page for each subject in that 3<sup>rd</sup> PDF to return to the courts per the order issued 8/4/22.

Please let me know if you have any other questions!!

Enjoy the day!

Kind regards,

Reagan K. Havey  
US Marshals Service  
Investigative Analyst – Warrants  
Pacific NW Violent Offender Task Force  
(509) 842-1415 – Desk  
(509) 842-1401 - FAX

From: Francesca N <[francescan@carlson-mcmahon.org](mailto:francescan@carlson-mcmahon.org)>  
Sent: Thursday, August 25, 2022 9:46 AM  
To: Havey, Reagan (USMS) <[RHavey@usms.doj.gov](mailto:RHavey@usms.doj.gov)>  
Cc: Pat McMahon <[patm@carlson-mcmahon.org](mailto:patm@carlson-mcmahon.org)>; Carrie Franklin <[carrief@carlson-mcmahon.org](mailto:carrief@carlson-mcmahon.org)>  
Subject: [EXTERNAL] HAVLIK/DENNEY - McMahon Letter to US Marshals Office enclosing Waivers of Service of Summons/Courtesy Copy of NOA

Good Morning Ms. Havey!

I left you a voicemail but thought perhaps if you saw the documents, it might better help you to answer my question. Our office represents all defendants in this matter. The attached letter and 2<sup>nd</sup> document (waivers) was sent to you via US Mail a few days ago. The third document/PDF was received in our office from our clients, the actual packet sent from your office.